

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE

JOAQUIN GARCIA-REYES, as an
individual and on behalf of all others
similarly situated,

Plaintiff,

vs.

FASTCILITY CORPORATION, a California
corporation; and DOES 1 through 100,
inclusive,

Defendants.

Case No. 30-2024-01430431-CU-OE-CXC

*[Assigned for all purposes to the Hon. Layne H.
Melzer, Dept. CX102]*

**FURTHER AMENDED [PROPOSED]
ORDER GRANTING PRELIMINARY
APPROVAL OF CLASS ACTION AND
PAGA SETTLEMENT**

Date: July 9, 2026
Time: 2:00 p.m.
Dept.: CX102

Complaint Filed: October 4, 2024
Trial Date: Not Set

1 The Motion of Plaintiff Joaquin Garcia-Reyes (“Plaintiff”) for Preliminary Approval of
2 Class Action Settlement (“Motion”) came on regularly for hearing before this Court on July 9,
3 2026 at 2:00 p.m. in Department CX102. The Court, having considered the proposed Amended
4 Class Action and PAGA Settlement Agreement (the “Settlement”), attached hereto as **Exhibit 1**;
5 having considered Plaintiff’s Motion, Memorandum of Points and Authorities in support thereof,
6 and supporting declarations filed therewith; and good cause appearing, HEREBY ORDERS
7 THE FOLLOWING:

8 1. The Court GRANTS preliminary approval of the class action settlement as set
9 forth in the Settlement and finds to be fair, adequate, reasonable, in the best interests of the
10 Class Members, and its terms to be within the range of reasonableness of a settlement that
11 ultimately could be granted approval by the Court at a final fairness hearing. For purposes of
12 the Settlement, the Court finds that the proposed Settlement Class is ascertainable and that there
13 is a sufficiently well-defined community of interest among the members of the Settlement Class
14 in questions of law and fact. Therefore, for settlement purposes only, the Court grants
15 conditional certification of the following Settlement Class:

16 All individuals who were employed by Defendant Fastcility Corporation
17 in California and classified as a non-exempt employee at any time during
18 the Class Period.

19 The Class Period is the period of time from October 4, 2020 through
20 October 4, 2025.

21 Additionally, for the purposes of this settlement only, Aggrieved Employees shall be defined as:

22 All individuals who were employed by Defendant Fastcility Corporation
23 in California and classified as a non-exempt employee at any time during
24 the PAGA Period.

25 The PAGA Period is the period of time from October 4, 2023 through
26 October 4, 2025.

2. For purposes of the Settlement, the Court designates named Plaintiff Joaquin Garcia-Reyes as Class Representative, which means the named Plaintiff in the Operative Complaint, and Scott M. Lidman, Milan Moore, and Tiara Gose-Hardy of Lidman Law, APC and Paul K. Haines of Haines Law Group, APC as Class Counsel.

3. The Court conditionally designates ILYM Group, Inc. ("ILYM") as the third-party Administrator for mailing notices.

4. The Court approves, as to form and content, the following documents to be mailed to the Settlement Class:

- a. Court Approved Notice of Class Action Settlement and Hearing Date for Final Court Approval attached hereto as **Exhibit 2**;
- b. Workweek Dispute & Change of Address Form attached hereto as **Exhibit 3**;
- c. Request for Exclusion Form attached hereto as **Exhibit 4**; and
- d. Objection Form attached hereto as **Exhibit 5**.

5. The Court finds that the form of notice to the Settlement Class regarding the pendency of the action and of the Settlement, and the methods of giving notice to Settlement Class Members, constitute the best notice practicable under the circumstances, and constitute valid, due, and sufficient notice to all members of the Settlement Class. The form and method of giving notice complies fully with the requirements of California Code of Civil Procedure section 382, California Civil Code section 1781, California Rules of Court 3.766 and 3.769, the California and United States Constitutions, and other applicable law.

6. The Court further approves the procedures for Settlement Class Members to opt out of or object to the Settlement, as set forth in the Court Approved Notice of Class Action Settlement and Hearing Date for Final Court Approval.

7. The procedures and requirements for filing objections in connection with the final fairness hearing are intended to ensure the efficient administration of justice and the

1 orderly presentation of any Class Member’s objection to the Settlement, in accordance with the
2 due process rights of all Class Members.

3 8. The Court directs the Administrator to mail the Court Approved Notice of Class
4 Action Settlement and Hearing Date for Final Court Approval, Workweek Dispute & Change of
5 Address Form, Request for Exclusion Form, and Objection Form to all of the Class Members in
6 accordance with the terms of the Settlement.

7 9. The Class Notice shall provide at least 60 calendar days’ notice (measured from
8 the date of mailing) for Class Members to dispute, opt out of, or object to, the Settlement.

9 10. The Final Fairness Hearing on the question of whether the Settlement should be
10 finally approved as fair, reasonable, and adequate is scheduled in Department CX102 of the
11 above-entitled Court, located at 751 West Santa Ana Blvd, Santa Ana, California 92701 on
12 December 3, 2026 at 2:00 p.m.

13 11. At the Final Fairness Hearing, the Court will consider: (a) whether the
14 Settlement should be finally approved as fair, reasonable, and adequate for the Settlement Class;
15 (b) whether a judgment granting final approval of the Settlement should be entered; and (c)
16 whether Plaintiff’s application for reasonable attorneys’ fees, reimbursement of litigation
17 expenses, service award to Plaintiff, and payment to the Labor and Workforce Development
18 Agency (“LWDA”) and Aggrieved Employees for penalties under the Labor Code Private
19 Attorneys General Act (“PAGA”) should be granted.

20 12. Counsel for the parties shall file memoranda, declarations, or other statements and
21 materials in support of their request for final approval of the Settlement, attorneys’ fees of
22 \$85,666.66, litigation expenses of up to \$25,000.00, Plaintiff’s service award of \$7,500.00,
23 settlement administration costs of \$5,350.00, and payment to the LWDA of \$13,000.00 and
24 Aggrieved Employees for PAGA penalties of \$7,000.00 from the Gross Settlement Amount of
25 \$257,000.00 prior to the Final Fairness Hearing according to the time limits set by the Code of
26 Civil Procedure and the California Rules of Court.

13. An implementation schedule is below:

Event	Date
Defendants to provide Class Data to Administrator	20 calendar days after the Court enters an order granting preliminary approval
Administrator to mail Notice Packets to Class Members	16 calendar days after receiving Class Data from Defendant
Deadline for Class Members to request exclusion from, submit disputes, or object to, the Settlement	60 calendar days after mailing of the Notice by the Administrator
Deadline for Plaintiff to file Motion for Final Approval of Class Action Settlement (and to respond to any objections):	16 Court days before the Final Fairness Hearing
Final Fairness Hearing:	December 3, 2026 at 2:00 p.m.

14. Pending the Final Fairness Hearing, all proceedings in this action, other than proceedings necessary to carry out or enforce the terms and conditions of the Settlement and this Order, are stayed.

15. Counsel for the parties are hereby authorized to utilize all reasonable procedures in connection with the administration of the Settlement which are not materially inconsistent with either this Order or the terms of the Settlement.

16. The Court has continued jurisdiction pursuant to both California Code of Civil Procedure section 664.6 and California Rules of Court, rule 3.769(h).

IT IS SO ORDERED.

Dated: July 28, 2026



Honorable Layne H. Melzer
Judge of the Superior Court